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OFFICE OF PETITIONS

In re Application of Nakamura et al.	:	
Application No. 09/624,916	:	Decision on Petition
Filing Date: July 24, 2000	:	
Attorney Docket No. FJ-2000-009-US	:	

This is a decision on the petition under 37 CFR 1.181, filed December 3, 2004, to withdraw the holding of abandonment.

The petition is **granted**.

The above-identified application was deemed abandoned for failure to reply in a timely manner to the non-final Office action mailed January 20, 2004, which set a shortened statutory period for reply of three (3) months. An extension of time under the provisions of 37 CFR 1.136(a) was not obtained. Accordingly, the above-identified application was deemed abandoned as of April 21, 2004. A Notice of Abandonment was mailed on October 19, 2004.

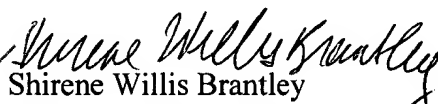
Petitioner has established the Office action was never received because the Office erroneously mailed the Office action to an incorrect address.

The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

A new non-final Office action will be mailed and the period for reply will be re-started.

Technology Center Art Unit 2624 will be informed of the instant decision. Thereafter, the Technology Center's technical support staff will mail a new copy of the non-final Office action. The time period for responding to the new non-final Office action will be set to run from the mailing date of the new non-final Office action.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Shirene Brantley at (571) 272-3230.


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